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8   UNITED STATES DISTRICT COURT
                                  WESTERN DISTRICT OF WASHINGTON
9   AT TACOMA

10   JAMAL J ELLIS,

11   Plaintiff,   CASE NO. 3:15-CV-05420-BHS-DWC

12   v.   ORDER DIRECTING PLAINTIFF TO
                                                   PROVIDE ADDRESSES OF
13   WASHINGTON STATE   UNSERVED DEFENDANT
       DEPARTMENT OF CORRECTIONS et
14   al.,

15   Defendants.

16   Plaintiff was granted leave to proceed *in forma pauperis* ("IFP") (Dkt. 2) on June 23,

17   2015 and filed his Amended Complaint (Dkt. 7) on September 21, 2015. On October 28, 2015,

18   the Court directed service of Plaintiff's Amended Complaint on the named Defendants. Dkt. 9.

19   The Clerk's Office attempted to locate the proper service addresses for each Defendant and

20   mailed the complaint and waiver of service forms. However, a return of service sent to

21   Defendant Barbara Bannen was returned to the Court marked "RTS [return to sender]. Not here.

22   Not in Outlook." *See* Dkt. 14.

23   While the Court has the duty to serve the summons and complaint, *see* 28 U.S.C. §

24   1915(d), an IFP plaintiff still bears the burden of providing accurate and sufficient information to

ORDER DIRECTING PLAINTIFF TO PROVIDE
ADDRESSES OF UNSERVED DEFENDANT - 1

1 effect service. *See Walker v. Sumner*, 14 F.3d 1415 (9th Cir. 1994); *see also* Fed. R. Civ. P. 4.

2 When an IFP plaintiff fails to provide the court with accurate and sufficient information to effect

3 service of the summons and complaint, it is appropriate for the Court to *sua sponte* dismiss the

4 unserved defendant. *Walker*, 14 F.3d at 1421-22 (quoting *Puett v. Blanford*, 912 F.2d 270, 275

5 (9th Cir. 1990), *abrogated on other grounds by Sandin v. Connor*, 515 U.S. 472 (1995)).

6   Plaintiff is directed to provide the complete address for Defendant Brannen so the Court

7 can again attempt service by mail. This address must be provided to the Court on or before

8 January 19, 2016 or the Court will recommend dismissal of this action for failure to prosecute as

9 to the unserved defendant.

10   Dated this 16th day of December, 2015.

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    David W. Christel

13   United States Magistrate Judge

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